

FORM PTO-1390
REV. 2/01T

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

CUSTOMER NO. 22,852

ATTORNEY'S DOCKET NUMBER

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

03715.0144

U.S. APPLICATION NO.
(If known, see PCT/US 13)

10/518394

INTERNATIONAL APPLICATION NO.

INTERNATIONAL FILING DATE

PRIORITY DATE CLAIMED

PCT/FR03/01873

June 18, 2003

June 18, 2002

**TITLE OF INVENTION: NOVEL ARYL-{4-HALO-4-[(HETEROARYLMETHYLAMINO)-METHYL]-
PIPERIDIN-1-YL}-METHANONE DERIVATIVES, METHODS FOR PRODUCTION AND USE THEREOF AS
MEDICAMENTS**

APPLICANT(S) FOR DO/EO/US

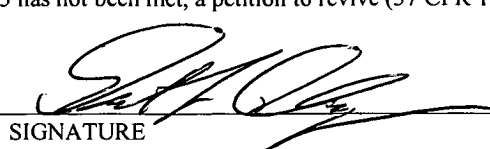
Bernard VACHER; Bernard BONNAUD; Jean-Louis MAUREL; and Francis COLPAERT

Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed with the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154 (d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ Information Disclosure Statement under 37 CFR 1.97 and 1.98
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A Substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154 (d)(4).
19. ☐ A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).
20. ☐ Other items or information:
 - a. ☒ Copy of cover page of International Publication No. WO 03/106449 A1
 - b. ☐ Copy of Notification of Missing Requirements.
 - c. ☒ LISTING UNDER 37 C.F.R. § 1.32(c)(3) OF TEN OR FEWER ATTORNEYS TO BE RECOGNIZED BY THE PTO AS BEING OF RECORD

U.S. APPLICATION NO. (If known, see 37CFR 1.5) 10/518394		INTERNATIONAL APPLICATION NO. PCT/FR03/01873		ATTORNEY'S DOCKET NUMBER 03715.0144	
21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): \$300.00 National Stage Search Fee.....\$500.00 National Stage Examination Fee.....\$200.00 <div style="text-align: right;">ENTER APPROPRIATE BASIC FEE AMOUNT =</div>				CALCULATIONS PTO USE ONLY	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	18	- 20 =	x \$50.00	\$	
Independent Claims	1	- 3 =	x \$200.00	\$	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+\$360.00	\$ 360.00	
TOTAL OF THE ABOVE CALCULATIONS =				\$1360.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.				\$	
SUBTOTAL =				\$1360.00	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$	
TOTAL NATIONAL FEE =				\$1360.00	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property. +				\$	
TOTAL FEES ENCLOSED =				\$1360.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>1360.00</u> to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO: Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 1300 I Street, N.W. Washington, D.C. 20005-3315					
DATED: December 17, 2004				<div style="text-align: center;">  SIGNATURE Ernest F. Chapman, Reg. No. 25,961 NAME/REGISTRATION NO. </div>	

DT01 Rec'd PCT/PTC 17 DEC 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Bernard VACHER et al.

Group Art Unit: Not Yet Available

Examiner: Not Yet Available

For: NOVEL ARYL-{4-HALO-4-
[(HETEROARYLMETHYLAMINO)-METHYL]-
PIPERIDIN-1-YL}-METHANONE
DERIVATIVES, METHODS FOR
PRODUCTION AND USE THEREOF AS
MEDICAMENTS

Sir:

**LISTING UNDER 37 C.F.R. § 1.32(c)(3) OF TEN OR FEWER ATTORNEYS TO BE
RECOGNIZED BY THE PTO AS BEING OF RECORD**

Pursuant to 37 C.F.R § 1.32(c)(3) the practitioners named below are selected from the list in the accompanying declaration to have power of attorney in the application.

Name	Registration No.
Kenneth J. Meyers	25,146
Arthur S. Garrett	20,338
Richard V. Burgujian	31,744
David W. Hill	28,220
Charles E. Van Horn	40,266

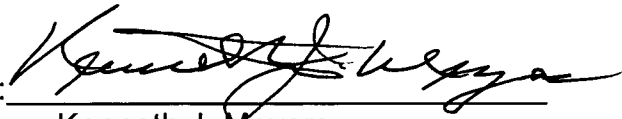
Customer Number 22,852
Attorney Docket No. 03715.0144
10/518394
DT01 Rec'd PCT/PTC 17 DEC 2004

If there is any fee due in connection with the filing of this statement, please
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 17, 2004

By: 
Kenneth J. Meyers
Reg. No. 25,146